

Notice of Violation Pursuant to Requirements  
of the Resource Conservation and Recovery Act (RCRA)

TO: Facility Name: The Andersons, Inc.  
Address: 8116 Wilson Road  
Kansas City, MO 64125  
EPA ID Number: MO 0000031823 Date: 06/15/2016

This notice is provided to call your attention to the following areas of noncompliance with state and federal regulations. This notice does not constitute a compliance order (Administrative Civil Complaint) pursuant to Section 3008 of RCRA and may not be a complete listing of all violations resulting from the the inspection.

Citation	Description of Violation
1) 10 CFR 25-5.262(a) → 40 CFR 262.11	Hazardous waste determination not conducted: (A) Valve Shop 1. 12 gallons of spent blast media every 4 months 2. 50 Brakleen and/or WD40 rags per month. 3. Two to three NDT (penetrant, developer, cleaner) rags per month. 4. Waste NDT developer/water mixture. (B) Maintenance 1. Spent blasting media generated from interior railcar blasting. 2. Ten pounds of NDT rags per month. 3. Two to three used oil filters per month.

You are requested to submit a written response within 14 calendar days of receipt of this notice. Your response should include a description of all corrective actions taken and/or a schedule for completing the necessary corrective actions. The response should be submitted to:

U. S. Environmental Protection Agency, Region VII  
Environmental Sciences + Technology Division  
300 Minnesota Avenue  
Kansas City, KS 66101  
ATTN: Michael S. Martin

If you have any questions about this Notice or wish to discuss your response, you may call me at  
(913) 551-7149, or Ed Eickner (Compliance Officer) at  
(913) 551-7621.

This Notice prepared by Michael S. Martin Date: 06/15/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: James K Jennings Date: 06/15/16  
Signature: [Signature]  
Title: Manager

Notice of Violation Pursuant to Requirements  
of the Resource Conservation and Recovery Act (RCRA)

TO: Facility Name: \_\_\_\_\_  
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Citation

Description of Violation

<u>Citation</u>	<u>Description of Violation</u>
	(C) Paint Shop
	1. Four 5-gallon pails of waste thinner generated in 2015.
	2. 50 waste thinner rags generated per year.
	(D) Former Wood Building
	1. One open 5-gallon pail of unknown black liquid/solid.
	2. One lead-acid battery
	3. One 3.785 liter bottle labeled "Lucas Oil - Fuel Treatment"
	4. One blue 3.785 liter bottle of unknown material.
	5. One 64 ounce bottle labeled "drain cleaner"

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ATTN: \_\_\_\_\_

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This Notice prepared by Michael S. Martin Date: 06/15/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: James K. Jennings Date: 06/15/16  
Signature: [Signature]  
Title: Manager

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Description of Violation

<u>Citation</u>	<u>Description of Violation</u>
	6. One 55-gallon drum labeled "Chevron Hydraulic Oil"
	7. One 55-gallon drum labeled "Gard SAE 10W-40 motor oil"
	8. One 55-gallon drum labeled "Coprinus KR SAE 40 Shell"
	9. One 55-gallon drum labeled "Trash White Oil"
	10. One 55-gallon drum labeled "Ursa Super Plus EC SAE 12W-40"
	11. One 55-gallon drum of unknown liquid labeled "Used Oil Filters"
	12. One 55-gallon drum labeled "Mobil Gard 4/10 NC"
	13. One 2-gallon pail labeled "Kolligren SPMS Brushable"
	14. One 5-gallon white pail of unknown
	15. One 5-gallon blue pail of unknown
	16. One 5-gallon pail labeled "Zep Concentrated Weed Killer"

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This Notice prepared by Michael S. Mardin Date: 06/15/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: James K Jennings Date: 06/15/16  
Signature: [Signature]  
Title: Manager

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Description of Violation

<u>Citation</u>	<u>Description of Violation</u>
	(E) Rinse Storage Area
	1. 7 totes of crude oil rinse
	2. 1 tote of ethanol rinse
	3. 3 totes of natural gas condensate rinse
	4. 3 totes of methanol rinse
	5. 3 totes of oil rinse
	6. 8 totes of fertilizer rinse
	7. 6 totes of corn steep rinse
	8. 3 totes of palm oil rinse
	9. Waste Enox rinse water
	10. Waste Caustic rinse water

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U. S. Environmental Protection Agency, Region VII

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This Notice prepared by Michael J. Martin Date: 06/15/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name:  
Signature:  
Title:

James K Jennings Date: 06/15/16  
Manager

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Citation	Description of Violation
2) 10CSR 25-5.262(1) → 40CFR 262.34(d)(4) → 40CFR 262.34(a)(2)	Hazardous Waste Storage Container not marked with the date of accumulation (A) 90-Day Period 1. One 55-gallon drum of Waste Ethanol 2. Three 55-gallon drums of Waste Aerosol cans
3) 10CSR 25-5.262(1) → 40CFR 262.34(d)(4) → 40CFR 262.34(a)(3)	Hazardous Waste Storage containers not labeled as "Hazardous Waste" (A) 90-Day Period <del>1. One 55-gallon drum of Waste Ethanol</del> mu 06/15/16 1. Three 55-gallon drums of Waste aerosol cans 2. Ten 55-gallon drums of Fuel oil/VPEX

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U. S. Environmental Protection Agency, Region VII

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This Notice prepared by Michael S. Martin Date: 06/15/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name: James K Jennings Date: 06/15/16  
Signature: [Signature]  
Title: Manager

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Citation	Description of Violation
4) 10CSR 25-5.262(2)(C)1.A	Hazardous Waste storage containers not marked per the DOT.
	(A) 90-Day Pad
	1. One 55-gallon drum of Waste ethanol with ob/15/16
	2. Three 55-gallon drums of Waste aerosol cans
	3. Ten 55-gallon drums of Fuel oil/VPEX
	34. One tote of 2nd hand oil/black soap rinse
	4. 12 totes of Palm Oil/black Soaprinse

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U. S. Environmental Protection Agency, Region-VII

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Printed Name: James K Jennings Date: 06/15/16  
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Title: Manager



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5) 10 CSR 25-5.262(1) → 40 CFR  
262.34(a)(4) → 40 CFR 265.16(a)(2)

Written description of the type and amount of  
both introductory and continuing training not  
maintained for hazardous waste management  
staff.

6) 10 CSR 25-5.262(1) → 40 CFR  
262.34(a)(4) → 40 CFR 265.55

Revision of the Contingency Plan not provided to  
emergency response agencies.

7) 10 CSR 25-5.262(1) → 40 CFR  
262.34(a)(4) → 40 CFR 265.52(a)

Contingency Plan does not list the addresses of  
Emergency Coordinators.

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This Notice prepared by

Michael S. Marchi

Date:

06/15/2016

The undersigned person acknowledges that he/she has received a copy of this Notice and has read same.

Printed Name:

James R. Jennings

Date:

06/15/16

Signature:

James R. Jennings  
Manager

Title:

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B) 10 CSR 25-5.262(L) → 40 CFR  
262.34(a)(4) → 40 CFR 265.52(e)

Contingency Plan does not list all emergency equipment on site, the location of spill control equipment (90 day Pad), and capabilities of emergency equipment

9) 10 CSR 25-5.262(L) → 40 CFR  
262.34(a)(4) → 40 CFR 265.52(f)

Contingency Plan does not describe evacuation routes

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Printed Name:

James K Jennings

Date:

06/15/16

Signature:

JKJ  
Manager

Title:

Page 3 of 3

Attachment 6 Page 3 of 3